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ATTORNEY FOR CO-DEFENDANT, ROLAND J. PIERSON, IMPROPERLY
PLEADED AS RONALD J. PIERSON

RECEIVED-CLERK
U.S. DISTRICT COURT

2005 APR 12 P 3:14

WALSH SECURITIES, INC.,
Plaintiff(s),

v.

CRISTO PROPERTY
MANAGEMENT, LTD., A/K/A
G.J.L. LIMITED, DEK HOMES OF
NEW JERSEY, INC., OAKWOOD
PROPERTIES, INC., NATIONAL
HOME FUNDING, INC., CAPTIAL
ASSETS PROPERTY
MANAGEMENT & INVESTMENT
CO., INC., CAPTIAL ASSETS
PROPERTY MANAGEMENT,
L.L.C., WILLIAM J. KANE, GARY
GRIESER, ROBERT
SKOWRENSKI, U, RICHARD
CALANNI, RICHARD
DIBENEDETTO, JAMES R.
BROWN, THOMAS BRODO,
RONALD J. PIERSON, STANLEY
YACKER, ESQ., MICHAEL
ALFIERI, ESQ., RICHARD
PEPSNY, ESQ., ANTHONY M.
CICALESE, ESQ., LAWRENCE M.
CUZZI, ANTHONY D'APOLITO,
DAP CONSULTING,
COMMONWEALTH LAND TITLE
INSURANCE COMPANY,
NATIONS TITLE INSURANCE OF
NEW YORK INC., TIDELTY
NATIONAL TITLE ISNURANCE
COMPANY OF NEW YORK and
COASTAL TITLE AGENCY,
Defendant(s).

: UNITED STATES DISTRICT COURT
: DISTRICT OF NEW JERSEY

:
: CV ACTION #: CV-97-3496 [WGB]

:
: HONORABLE WILLIAM G. BASSLER

:
: NOTICE OF MOTION FOR COMPLAINT AND CROSS
: CLAIMS AGAINST THE DEFENDANT ROLAND
: PIERSON TO BE DISMISSED FOR REASON THAT THE
: DEFENDANT PIERSON HAD ALREADY FILED A
: CHAPTER VII BANKRUPTCY PETITION, AND THE
: CLAIMS OF ALL PARTIES WERE INCLUDED IN THE
: CHAPTER VII FILED BY THE PETITION THEREIN, AS
: WELL AS THE DISCHARGE [CASE NUMBER 04-55721
: [RTL]

:
: ORAL ARGUMENT REQUESTED IF OPPOSITION IS
: FILED

Robert Magnanini, Esquire
Boies, Schiller & Flexner, LLP
150 John F. Kennedy Parkway

Fourth Floor
Short Hills, New Jersey 07078

and Attached Counsel List

Dear Ladies and Gentlemen:

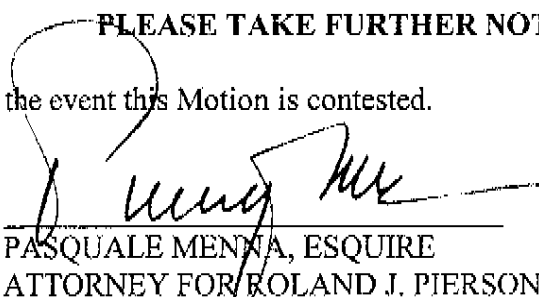
PLEASE TAKE NOTICE that on the 25th day of April 2005, at 9 a.m., or as soon thereafter as counsel may be heard, Pasquale Menna, Esquire, attorney for the defendant, Roland J. Pierson, improperly pleaded as Ronald J. Pierson, shall move before the Honorable William G. Bassler, U.S.D.J., in the United States District Court for the District of New Jersey, M.L. King Jr. Federal Building and Courthouse, 50 Walnut Street, Newark, New Jersey, for an Order pursuant to Fed. R. Civ. P. 12(b) dismissing all Complaints and Cross Claims against Roland J. Pierson, improperly pleaded as Ronald J. Pierson.

PLEASE TAKE FURTHER NOTICE that a copy of the proposed Order is included with this Notice.

PLEASE TAKE FURTHER NOTICE that in support of the Motion, Pierson shall rely on the accompanying Memorandum of Law and all other pleadings and memoranda on file in this matter.

PLEASE TAKE FURTHER NOTICE that no trial is presently scheduled in this matter.

PLEASE TAKE FURTHER NOTICE that Pierson requested oral argument in the event this Motion is contested.


PASQUALE MENNA, ESQUIRE
ATTORNEY FOR ROLAND J. PIERSON,
IMPROPERLY PLEADED AS RONALD J. PIERSON

DATED: April 7, 2005